

ORDINANCE NO. 6

Series, 1963

AN ORDINANCE RELATING TO AND LICENSING CARD TABLES, PROVIDING FOR THE ENFORCEMENT OF THIS ORDINANCE AND PENALTIES FOR THE VIOLATION OF THIS ORDINANCE, REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith, AND DECLARING AN EMERGENCY.

The City of Elgin does ordain as follows:

It shall be unlawful for any person, firm or corporation to engage in the business of and/or to operate tables and/or any other device whereon and whereby any consideration of any kind is paid for the use and privilege of playing any game of cards without having first paid to the City Recorder a license fee for the same. For each of such table and/or devices such operator shall pay to the City Recorder the sum of \$5.00 per month, in advance.

Section 1. No person of questionable moral character or firm or corporation of which a person of questionable moral character is a member, or any person, firm or corporation deemed by the City Council to be unsuited to engage in the operation of such card tables and/or devices, shall be entitled to obtain a license for such operation.

Section 2. It shall be unlawful for any person under the age of twenty-one (21) years to engage in or otherwise participate in any such card games herein licensed.

Section 3. The City Council may at any time and for cause, revoke, cancel or suspend any license issued by virtue of this ordinance.

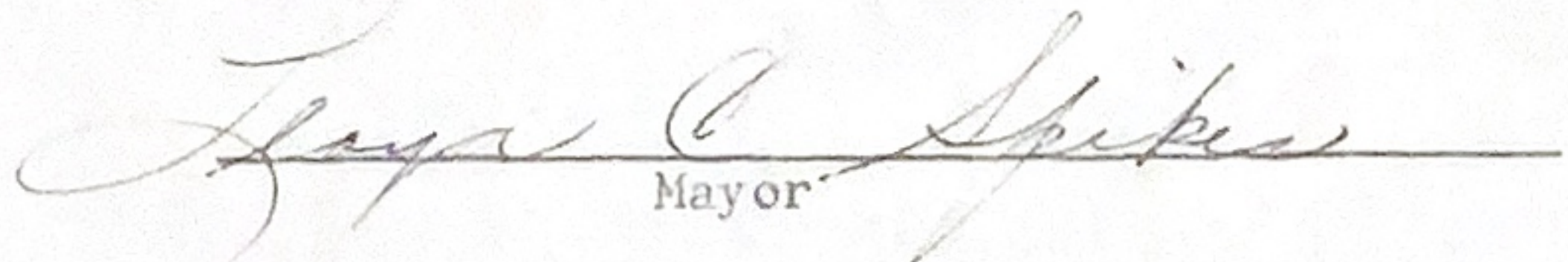
Section 4. If any section, part of a section, sentence or clause of this ordinance shall be held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5. Any violation of the provisions of this ordinance shall constitute a misdemeanor and upon conviction thereof shall be fined in a sum not to exceed \$300.00 or imprisonment in the City jail not to exceed thirty (30) days, or may be so fined and so imprisoned.

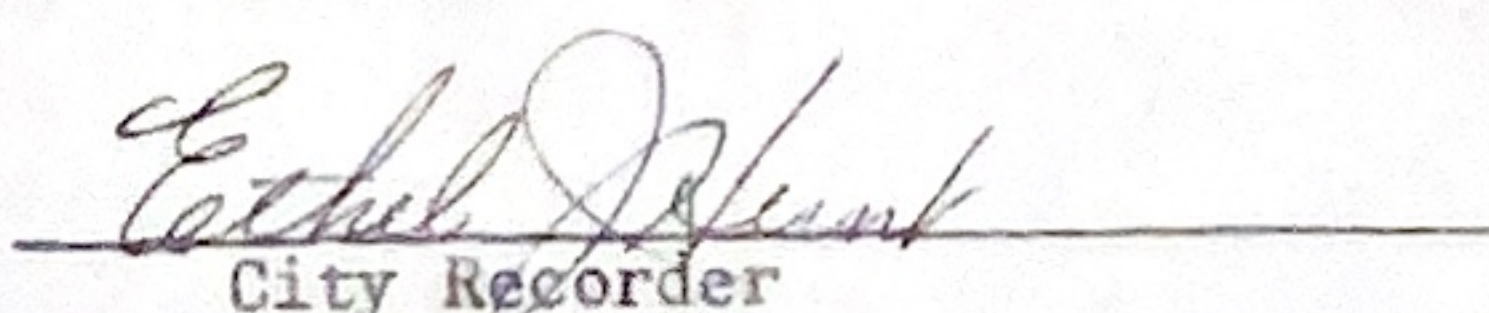
Section 6. Whereas the peace, health and safety of the City of Elgin is involved and in order to properly safeguard the same, there is and exists the necessity and emergency of immediate regulation as hereinabove provided; now, therefore, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage thereof and the approval by the Mayor.

PASSED by the City Council this 14th day of May, 1963.

APPROVED by the Mayor this 14th day of May, 1963.


Mayor

ATTESTED and filed this
14th day of May, 1963.


City Recorder

Series, 1963

AN ORDINANCE RELATING TO AND LICENSING COIN OPERATED AMUSEMENT DEVICES, PROVIDING FOR THE ENFORCEMENT OF THIS ORDINANCE AND PENALTY FOR THE VIOLATION THEREOF, REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith, AND DECLARING AN EMERGENCY..

The City of Elgin does ordain as follows:

Section 1: Coin Operated Amusement Machines: It shall be unlawful to sell, operate or use, or permit to be operated or used, or exhibit or display with intent that the same may be sold, operated or used, any coin operated amusement device, which may be used for gambling or for playing a game of chance, or in any game which the element of chance predominates over skill; or to sell or display for purpose of sale, or to keep, maintain or operate or permit to be kept, maintained or operated any such coin operated amusement device which is constructed or may be used to pay off in cash or negotiable instruments or in any manner whatsoever, and no license shall be issued for operation or use of such device. This prohibition shall not apply to any such device which is so constructed, operated and designed only to permit automatically the paying of additional games, and such privilege shall not constitute a payoff as herein defined. This Ordinance does not apply to coin operated vending machines.

Section 2: Machine License: It shall be unlawful for any person, firm or corporation to own, operate or maintain any coin operated amusement device within the City of Elgin, as described in Section 3, or coin operated phonographs or coin operated music devices, without first having secured a license as hereinafter prescribed.

Section 3: Operator's License: It shall be unlawful for any person, firm or corporation engaged in the coin operated amusement business and to operate the same without having first secured an operator's license. An operator is any person, firm or corporation who owns, maintains and exhibits for use, play or operation, or releases or rents to, or places with others any coin operated amusement devices, including coin operated phonographs and coin operated music device, for use, play or operation.

Section 4: Qualifications of Licensee: No person of questionable moral character, or firm or corporation of which a person of questionable moral character is a member, or any person, firm or corporation deemed by the City Council of the City of Elgin to be unsuitable to engage in the business as an operator within the City of Elgin shall be entitled to hold any license required by this ordinance.

Section 5: Application for License: No license provided for in this ordinance shall be issued by the City Recorder without the approval of the City Council. Every person applying for any license herein provided for shall make written application to the City Council on an application form to be prepared by the City Recorder, and at the time of the application shall deposit with the City Recorder the amount of the license fee, for which deposit the City Recorder shall issue his official receipt. Such application may be approved or denied by the City Council, the action of the City Council in respect thereto shall be noted on the application. If the application is denied, the applicant shall be entitled the return of the license fee deposited by him on delivery to the City Recorder of the receipt thereof. If the application is approved, the City Recorder shall issue the license therein applied for.

Each person, firm or corporation is required to have an individual license and shall not operate with, for or on behalf of anyone not having a license. The license shall contain the name of the operator responsible for such device or devices, and shall contain the name and address of the licensee. License granted under this ordinance shall not be transferable from one person to another and shall be revocable upon violation of this ordinance.

Section 6: Term of License: License to be issued hereunder shall be for the period commencing the 1st day of January and ending the 31st day of December of each year; provided, however, that license issued for part of a year shall be pro-rated. The license fee chargeable shall be as follows:

Operator's License Fee: For all coin operated amusement devices, including coin operated phonographs, and coin operated music devices, the sum of \$200.00 per year, payable annually in advance.

Section 7: Additional Monthly License Fee: For pinball machines only, said operator shall pay to the City Recorder on the 1st day of each month the sum of \$5.00 for each such pinball machine he is operating within the City of Elgin. No such additional monthly fee shall be charged for any other type or kind of amusement coin operated device. Each such pinball machine shall have affixed thereto a license tag or sticker; and any machine not having the same affixed thereto shall be subject to immediate seizure by the Chief of Police.

Section 8: Play by Persons Under Eighteen Years of Age Prohibited: It shall be unlawful for any person under the age of 18 years to play or operate any coin operated amusement device, save and except coin operated phonographs and coin operated music devices, and it shall be unlawful for any owner, manager or other person in charge of any premises where any coin operated amusement devices are kept, used or operated to permit or allow any person under the age of 18 years to play or operate such coin operated amusement device, save and except coin operated phonographs and coin operated music devices.

Section 9: Revocation, Cancellation and Suspension: City Council may at any time, and for cause, revoke, cancel or suspend any license issued by virtue of this ordinance.

Section 10: Repeal of Ordinances: Ordinance No. 4, Series, 1963, and all ordinances and parts of ordinances in conflict herewith are hereby repealed.

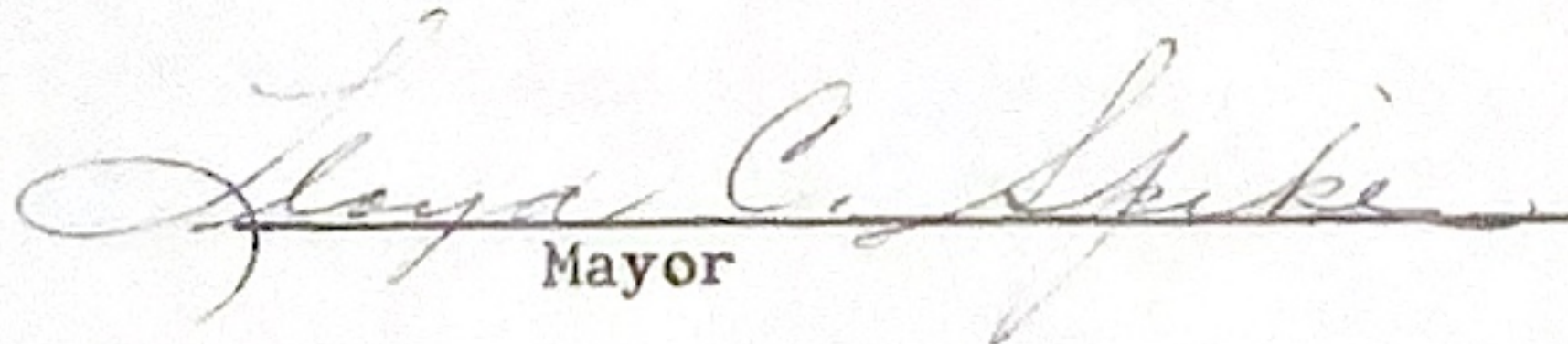
Section 11: Validity of Ordinance: If any section, part of section, sentence or clause of this ordinance shall be held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 12: Penalty: Any violation of the provisions of this ordinance shall constitute a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$300.00 or imprisonment in the city jail not exceeding thirty (30) days, or may be so fined or imprisoned.

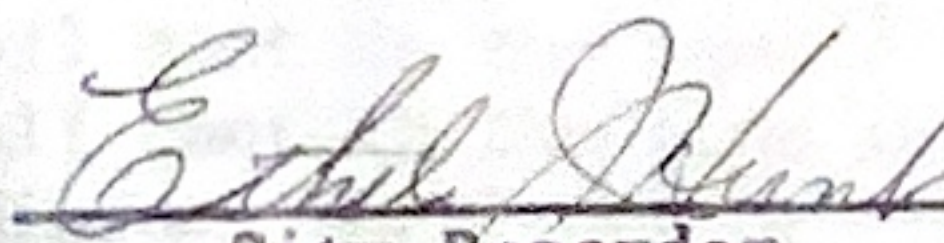
Section 13: Emergency: Whereas peace, health and safety of the people of the City of Elgin is involved and in order to properly safeguard the welfare of the people there is and exists the necessity and emergency, and an emergency is hereby declared to exist requiring the immediate passage of this ordinance, this ordinance shall therefore be in full force and effect from and after its passage and the same shall have been signed by the Mayor.

Passed by the City Council this 13th day of August, 1963.

Approved by the Mayor this 13th day of August, 1963.


Mayor

Attested and filed this
13th day of August, 1963.


City Recorder

Section 1:

ORDINANCE

#14

The Council, by a majority vote, shall have the authority to remove any member of the Commission from office when the interests of the City shall be served thereby.

Section 2:

AN ORDINANCE ESTABLISHING A MUSEUM COMMISSION; PROVIDING FOR ITS COMPOSITION; SETTING FORTH THE POWERS AND DUTIES OF THE COMMISSION, AND DECLARING AN EMERGENCY. A Chairman and Secretary.

THE CITY OF ELGIN ORDAINS AS FOLLOWS:

(a) The first chairman and the first secretary shall serve until the first Monday

Section 1: in January, 1964, and until their successors are elected. Thereafter, the

This ordinance shall be known and may be cited as the "City of Elgin Museum Commission Ordinance." Commission shall have the authority to elect such other officers as it may deem necessary.

Section 2:

For the purposes of this ordinance the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the content, words used in the present tense, include the future; words in the plural number include the singular number and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

Section 3:

(a) "City" is the City of Elgin, Oregon. Secretary to keep permanent and complete records of all the proceedings of the Commission.

(b) "Commission" is the Museum Commission of the City of Elgin, Oregon, as created by this ordinance.

The Commission may, with the approval of the Council, employ such personnel as

Section 4: shall (c) "Council" is the City Council of the City of Elgin, Oregon. The Commission shall have the authority to call special meetings of the Commission.

(d) "Chairman" is the Chairman of the Museum Commission as provided for hereunder.

Section 5:

(e) "Secretary" is the Secretary of the Museum Commission as provided for hereunder. Hereunder may be amended from time to time, but only upon notice to all

members of the Commission that said proposed amendment shall be acted upon at a

Section 6: meeting. A majority vote of the Commission shall be required for the approval of a Museum Commission is hereby established in and for the City of Elgin, Oregon.

Section 4:

The Commission shall consist of seven (7) members. Each member of said Commission shall be a qualified elector of the City of Elgin, Oregon, at the time of his appointment and during his incumbency. Commission, shall have the authority to call special meetings of the Commission.

Section 5:

The members of the Commission shall be appointed by a majority of the Council and shall serve without compensation, but may be reimbursed for expenses incurred in the performance of their duties and approved by the Chairman of the Commission.

(a) To conduct, operate and maintain a municipal museum, pursuant to the laws and statutes of the State of Oregon.

Section 6: (a) Original appointments of the first Commission members shall be for the following terms.

Whereas, the welfare of the City of Elgin would be greatly advanced by the establishment of a museum, and public interest has been aroused and created by its citizens for the establishment thereof, and, therefore, an emergency has arisen, (2) Two for a term of two (2) years. shall become immediately effective upon its passage by a majority vote of the Council and its approval by the Mayor.

(3) Three for a term of three (3) years.

Accepted this 19th day of September, 1963.
(b) Thereafter, the term of each member shall be for three (3) years and until their successors are appointed and qualified.

Section 7:

A vacancy in the position of a member of the Commission shall be filled by a qualified person appointed by a majority of the Council.

Section 8:

The Council, by a majority vote, shall have the authority to remove any member of the Commission from office whenever, in its discretion, the best interests of the City shall be served thereby.

Section 9:

Within thirty (30) days after their appointment, the members of the Commission shall meet in regular session and organized by electing from their members a Chairman and Secretary.

- (a) The first chairman and the first secretary shall serve until the first Monday in January, 1964, and until their successors are elected. Thereafter, the Commission shall elect a chairman and a secretary, each for one (1) year terms. The Commission shall have the authority to elect such other officers as it may deem necessary.

Section 10:

It shall be the duty of the Chairman to preside over all meetings of the Commission. In his absence, a chairman pro-tem may be elected to preside, or if the Commission elects a vice-chairman, he shall preside in any absence of the Chairman.

Section 11:

Secretary. It shall be the duty of the Secretary to keep permanent and complete records of all the proceedings of the Commission.

Section 12:

The Commission may, with the approval of the Council, employ such personnel as shall be necessary for the operation of the Commission and its facilities, within the means provided by any appropriations made therefor by the Council. The Commission shall prepare and submit an annual budget and an annual report to the Council.

Section 13:

The Commission shall adopt a set of rules to govern its own meetings and procedures. The rules may be amended from time to time, but only upon notice to all members of the Commission that said proposed amendment shall be acted upon at a specified meeting. A majority vote of the Commission shall be required for the approval of the proposed amendment.

Section 14:

The Commission shall meet in regular session at least once a month at a time and place selected by a vote of its members. The Council, the Chairman of the Commission, or any three (3) members of the Commission, shall have the authority to call special meetings of the Commission.

Section 15:

The Museum Commission shall have the following powers and duties:

- (a) To conduct, operate and maintain a municipal museum, pursuant to the laws and statutes of the State of Oregon.

Section 16:

Whereas, the welfare of the City of Elgin would be greatly advanced by the establishment of a municipal museum, and great public interest has been aroused and created by its citizens for the establishment thereof, now, therefore, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by a unanimous vote of the Council and its approval by the Mayor.

Adopted this 8TH 10TH day of September, 1963.

Approved this 8TH 10TH day of September, 1963.

Attested and filed this
10TH day of September, 1963.

Evelyn Hunt
City Recorder

James C. Spiker
Mayor